

PACHULSKI STANG ZIEHL & JONES LLP

Jeffrey N. Pomerantz (CA Bar No.143717) (*admitted pro hac vice*)
Ira D. Kharasch (CA Bar No. 109084) (*admitted pro hac vice*)
John A. Morris (NY Bar No. 2405397) (*admitted pro hac vice*)
Gregory V. Demo (NY Bar No. 5371992) (*admitted pro hac vice*)
Hayley R. Winograd (NY Bar No. 5612569) (*admitted pro hac vice*)
10100 Santa Monica Blvd., 13th Floor
Los Angeles, CA 90067
Telephone: (310) 277-6910
Facsimile: (310) 201-0760

HAYWARD PLLC

Melissa S. Hayward
Texas Bar No. 24044908
MHayward@HaywardFirm.com
Zachery Z. Annable
Texas Bar No. 24053075
ZAnnable@HaywardFirm.com
10501 N. Central Expy, Ste. 106
Dallas, Texas 75231
Tel: (972) 755-7100
Fax: (972) 755-7110

Counsel for Highland Capital Management, L.P.

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:	§	
	§	Chapter 11
HIGHLAND CAPITAL MANAGEMENT, L.P., ¹	§	
	§	Case No. 19-34054-sgj11
Debtor.	§	
	§	
HIGHLAND CAPITAL MANAGEMENT, L.P.,	§	
	§	
Plaintiff,	§	Adversary Proceeding
	§	
vs.	§	No. 20-3190-sgj11
	§	
JAMES D. DONDERO,	§	
	§	
Defendant.	§	

¹ The Debtor's last four digits of its taxpayer identification number are (6725). The headquarters and service address for the above-captioned Debtor is 300 Crescent Court, Suite 700, Dallas, TX 75201.

APPELLEE'S SUPPLEMENTAL DESIGNATION OF RECORD ON APPEAL

Appellee Highland Capital Management, L.P. ("Appellee"), pursuant to Rule 8009(a)(2) of the Federal Rules of Bankruptcy Procedure, hereby submits its supplemental designation of items to be included in the record in the appeal filed by James Dondero ("Appellant") from the *Order Granting Debtor's Motion for a Preliminary Injunction against James Dondero* [Docket No. 59] entered by the United States Bankruptcy Court for the Northern District of Texas on January 12, 2021 in the above-styled adversary proceeding (the "Adversary Proceeding"). Appellee respectfully reserves the right to supplement and/or amend the record on appeal designated herein.

I. Supplemental Items from the Docket in the Adversary Proceeding

Appellee designates the following additional items from the docket in the Adversary Proceeding, in addition to the items previously designated by the Appellant:

<u>Date</u>	<u>Docket No.</u>	<u>Description</u>
12/07/2020	1	Plaintiff Highland Capital Management, L.P.'s Verified Original Complaint for Injunctive Relief
12/07/2020	2	Plaintiff Highland Capital Management, L.P.'s Emergency Motion for a Temporary Restraining Order and Preliminary Injunction against Mr. James Dondero
12/07/2020	3	Debtor's Memorandum of Law in Support of Its Motion for a Temporary Restraining Order and Preliminary Injunction against Mr. James Dondero
12/07/2020	4	Declaration of Mr. James P. Seery, Jr. in Support of the Debtor's Motion for a Temporary Restraining Order against Mr. James Dondero
12/07/2020	5	Plaintiff Highland Capital Management, L.P.'s Motion for Expedited Hearing on Its Emergency Motion for a Temporary Restraining Order and Preliminary Injunction against Mr. James Dondero

<u>Date</u>	<u>Docket No.</u>	<u>Description</u>
12/07/2020	6	Plaintiff Highland Capital Management, L.P.'s Emergency Motion for a Temporary Restraining Order and Preliminary Injunction against Mr. James Dondero
12/08/2020	7	Debtor's Amended Memorandum of Law in Support of its Motion for a Temporary Restraining Order and Preliminary Injunction against Mr. James Dondero
12/08/2020	8	Notice of Hearing on Plaintiff Highland Capital Management, L.P.'s Emergency Motion for a Temporary Restraining Order and Preliminary Injunction against Mr. James Dondero
12/09/2020	9	Order Granting Plaintiff Highland Capital Management, L.P.'s Motion for Expedited Hearing on Its Emergency Motion for a Temporary Restraining Order and Preliminary Injunction against Mr. James Dondero
12/10/2020	10	Order Granting Debtor's Motion for a Temporary Restraining Order Against James Dondero
12/10/2020	14	Court Admitted Exhibits Date of Hearing December 10, 2020
12/11/2020	16	Notice of Hearing on Plaintiff Highland Capital Management, L.P.'s Motion for a Preliminary Injunction against Mr. James Dondero
12/11/2020	17	Summons in an Adversary Proceeding
12/11/2020	18	Order Regarding Adversary Proceedings Trial Setting and Alternative Scheduling Order
12/16/2020	24	James Dondero's Emergency Motion to Modify Temporary Restraining Order
12/17/2020	27	Summons Service Executed
12/23/2020	29	Notice of Withdrawal (re: James Dondero's Emergency Motion to Modify Temporary Restraining Order)
12/28/2020	34	Debtor's Objection to James Dondero's Emergency Motion for a Protective Order
12/29/2020	37	Amended Notice of Hearing on Plaintiff Highland Capital Management, L.P.'s Motion for a Preliminary Injunction against Mr. James Dondero
12/29/2020	38	Order Resolving James Dondero's Emergency Motion for a Protective Order
01/07/2021	46	Debtor's Amended Witness and Exhibit List with Respect to Evidentiary Hearing to be Held on January 8, 2021

<u>Date</u>	<u>Docket No.</u>	<u>Description</u>
01/07/2021	48	Plaintiff's Motion for an Order Requiring Mr. James Dondero to Show Cause Why He Should Not Be Held in Civil Contempt for Violating the TRO
01/07/2021	49	Debtor's Memorandum of Law in Support of Motion for an Order Requiring Mr. James Dondero to Show Cause Why He Should Not Be Held in Civil Contempt for Violating the TRO
01/07/2021	50	Declaration of John A. Morris in Support of the Debtor's Motion for an Order Requiring Mr. James Dondero to Show Cause Why He Should Not Be Held in Civil Contempt for Violating the TRO
01/08/2021	54	Court Admitted Exhibits Date of Hearing January 8, 2021

Appellee reserves the right to designate additional items depending on the arguments made by Appellant on appeal.

Dated: February 10, 2021.

PACHULSKI STANG ZIEHL & JONES LLP

Jeffrey N. Pomerantz (CA Bar No.143717)
Ira D. Kharasch (CA Bar No. 109084)
John A. Morris (NY Bar No. 2405397)
Gregory V. Demo (NY Bar 5371992)
Hayley R. Winograd (NY Bar No. 5612569)
10100 Santa Monica Blvd., 13th Floor
Los Angeles, CA 90067
Telephone: (310) 277-6910
Facsimile: (310) 201-0760
E-mail: jpomerantz@pszjlaw.com
ikharasch@pszjlaw.com
jmorris@pszjlaw.com
gdemo@pszjlaw.com

-and-

HAYWARD PLLC

/s/ Zachery Z. Annable
Melissa S. Hayward
Texas Bar No. 24044908
MHayward@HaywardFirm.com
Zachery Z. Annable
Texas Bar No. 24053075
ZAnnable@HaywardFirm.com
10501 N. Central Expy, Ste. 106
Dallas, Texas 75231
Tel: (972) 755-7100
Fax: (972) 755-7110

Counsel for Highland Capital Management, L.P.